

03-27-07

IFW

Practitioner's Docket No. RAR661.01

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Joseph C. Lee  
Serial No.: 10/670,873  
Filed: 09/25/2003  
For: Wafer Mobile Phone Platform System

Group No.: 2681  
Examiner: Le, Lana N.

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT  
(37 C.F.R. 1.121)**

1. This submission is in response to the Notice of Non-Compliant Amendment mailed on February 26, 2007 in accordance with 37 C.F.R. § 1.121, for the above identified application. A copy of the Notice is transmitted herewith.

**TIME REQUEST IS BEING MADE**

2. This request is being submitted within the time allowed in the Notice, which was one month or thirty (30) days, whichever was longer.

**SUBMISSION**

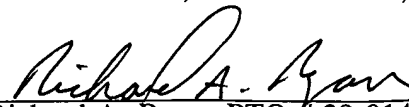
3. The Notice identified the Amendments to the Claims as being non-compliant for failing to include the proper status identifier with each claim. Applicant has revised the section of the subject amendment and is submitting the enclosed "Amendments to the Claims - Revised" to comply with the requirements of 37 C.F.R. § 1.121.

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Certificate of Express Mailing - 37 C.F.R. § 1.10

Express Mail Label No.: EB239521949US Date of Deposit: 3 / 26 / 2007

I hereby certify that the papers and/or fees identified in this letter are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Richard A. Ryan, PTO # 39,014

### EXTENSION OF TIME

4. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

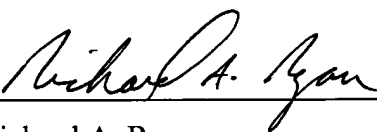
No extension of time is believed due. If an extension of time is required, please consider this a petition therefor.

### ENCLOSURES

5. Enclosed herewith is:

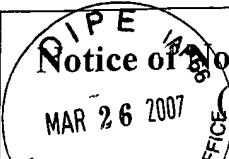
a) "Amendments to the Claims - Revised" (pages 3-11 of 26)

Date: 3/26/2007



Richard A. Ryan  
Registration No. 39,014

Richard A. Ryan  
Attorney at Law  
8497 N. Millbrook Ave., Suite 101  
Fresno, CA 93720  
US  
559-447-1837  
Customer No. 29762

 <b>Notice of Non-Compliant Amendment</b> <b>(37 CFR 1.121)</b>	Application No. 10/670,873	Applicant(s) LEE, JOSEPH C.	
		Art Unit 2618	

**– The MAILING DATE of this communication appears on the cover sheet with the correspondence address –**

The amendment document filed on 13 February, 2007 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

**THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:**

- COPY
- ☐ 1. Amendments to the specification:
    - ☐ A. Amended paragraph(s) do not include markings.
    - ☐ B. New paragraph(s) should not be underlined.
    - ☐ C. Other \_\_\_\_\_.
  - ☐ 2. Abstract:
    - ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
    - ☐ B. Other \_\_\_\_\_.
  - ☐ 3. Amendments to the drawings:
    - ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
    - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
    - ☐ C. Other \_\_\_\_\_.
  - ☒ 4. Amendments to the claims:
    - ☐ A. A complete listing of all of the claims is not present.
    - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
    - ☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
    - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
    - ☐ E. Other: \_\_\_\_\_.
  - ☐ 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4): For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

**TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:**

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance, or a drawing submission (only) If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action. If any of above boxes 1 to 4 are checked, the correction required is only the corrected section of the non-compliant amendment in compliance with 37 CFR 1.121.

**Extensions of time** are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.

**Failure to timely respond** to this notice will result in:

**Abandonment** of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or

**Non-entry** of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Legal Instruments Examiner (LIE), if applicable peggy s. yarbrough

Telephone No: 571 272 1859